

**MINUTES OF THE CITY OF LAS VEGAS CITY COUNCIL SPECIAL MEETING HELD ON  
FRIDAY, JANUARY 30, 2015 AT 1:30 P.M. IN THE CITY COUNCIL CHAMBERS**

**MAYOR:** Alfonso E. Ortiz, Jr.

**COUNCILORS:** David L. Romero  
Joey Herrera  
Tonita Gurule-Giroñ  
Vincent Howell

**ALSO PRESENT:** Elmer J. Martinez- City Manager  
Casandra Fresquez- City Clerk  
Dave Romero – City Attorney  
Juan Montano- Sergeant at Arms

**CALL TO ORDER**

Mayor Alfonso E. Ortiz, Jr. called the meeting to order at 1:35 p.m.

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**MOMENT OF SILENCE**

Mayor Ortiz, Jr. asked for a moment of silence to thank God for all our blessings and to share them with as many people as we can and also thankful for the moisture we have been receiving.

**MAYOR'S APPOINTMENTS/REPORTS**



Mayor Ortiz, Jr. reported that he had attended the Legislative Session in Santa Fe and had the opportunity to speak with several dignitaries and thanked them for the appropriations made last year regarding the water issues here in Las Vegas and added that the City's needs this year would pertain to the repairs at the Recreation Department.

Mayor Ortiz, Jr. advised that he attended a Legislative Committee meeting with DFA member Linda Kehoe who advised the Legislature is looking for health and safety issues on the State recommended Capital Outlay Projects. Mayor Ortiz, Jr. added that the City is in critical need of funding for the completion of Phase I for the Recreation Department and advised that the Bill was already prepared and was awaiting signatures from several Representatives.

Mayor Ortiz, Jr. spoke briefly on acquiring a state project regarding Amtrak and advised he attended a meeting in Clayton concerning the efforts made for funding Amtrak.

### **APPROVAL OF AGENDA**

City Manager Martinez recommended allowing Paul Cassidy to make his presentation regarding Item #1 due to the fact of bad weather and that he would be traveling and also recommended having Executive Session immediately following Business Item #1 being presented.

Councilor Gurule-Giroń made a motion to approve the agenda with the recommended changes by City Manager Martinez. Councilor Romero and Councilor Howell seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	Vincent Howell	Yes
Tonita Gurule-Giroń	Yes	David L. Romero	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

### **PUBLIC INPUT**

None at this time.



## **BUSINESS ITEMS**

1. Approval/Disapproval to Publish Ordinance #14-10 Bond Water System Improvements repealing and replacing Ordinance 12-16.

Utilities Director Ken Garcia advised that this is a bond ordinance in the maximum aggregate principal amount of (\$20,000,000) and will authorize the issuance of one or more series of the NM water utility loan system improvement revenue bonds based on the agreement between the City and the NM Finance Authority. The bond ordinance expired on November 19, 2014 and needs to be extended.

Utilities Director Garcia advised that Paul Cassidy was not present at last meeting to answer questions regarding the support on the funding for Bond Ordinance #14-10 and added that Mr. Cassidy had a prepared analysis of the Water Enterprise Funds. Utilities Director Garcia advised the Ordinance had already been adopted with the exception of the red line changes and had expired after two years.

Paul Cassidy advised that Ordinance #14-10 was reviewed and updated from the time Council had approved it in November 2012 and also explained that it would authorize a maximum of (\$20,000,000) in loans or bonds that would be approved by council in the future. Mr. Cassidy gave a brief overview on the process of the loan regarding the changes of Ordinance 12-16 and explained the analysis layout containing Water revenues and expenditures for 2013 and 2014 and projections for the year 2015 through 2017. Mr. Cassidy also presented a brief summary of several loans on the fund analysis report.

Councilor Howell called attention to a needed change on the updated Ordinance regarding the loan amount.

Mr. Cassidy advised Council that the needed changes would be made to the Ordinance.

Discussion took place on the possible consolidation of loans which would bring down the ratio and interest rate of the loan and also discussed was the

importance of the over view of revenues generated and control costs by City staff in order to avoid a Utility rate increase.

Mayor Ortiz, Jr. expressed that the issue of increasing rates had not been a factor in the past and added that if the City didn't have the capacity, the loan would be decreased but advised that the twenty million could be managed with the current rate.

Councilor Gurule-Giroń asked if the loan was at a variable or at a locked in interest rate.

Mr. Cassidy advised Council that the interest was set at a fixed rate.

Councilor Howell made a motion to approve to Publish Ordinance #14-10 Bond Water System Improvements repealing and replacing Ordinance 12-16. Councilor Gurule-Giroń seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflecting the following:

David L. Romero	Yes	Vincent Howell	Yes
Tonita Gurule-Giroń	Yes	Joey Herrera	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

## EXECUTIVE SESSION

City Attorney Dave Romero advised there was need to go into Executive Session to discuss litigation regarding the City of Las Vegas vs. Gene Maes.

Councilor Gurule-Giroń made a motion to go into Executive Session to discuss litigation regarding the City of Las Vegas vs. Gene Maes. Councilor Romero and Councilor Herrera seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Tonita Gurule-Giroń	Yes
Joey Herrera	Yes	David L. Romero	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.



Councilor Herrera made a motion to exit Executive Session with no decisions made and to reconvene into regular session. Councilor Howell seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Tonita Gurule-Giroń	Yes	Joey Herrera	Yes
Vincent Howell	Yes	David L. Romero	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

City Attorney Romero stated for the record that only the items that were actual potential litigation were discussed in Executive Session.

2. Approval/Disapproval of amendment #2 to the Souder Miller & Associates contract for the Raw Water Conveyance Project.

Utilities Director Garcia advised that Amendment #2 is for the Planning and Design of the Raw Water Conveyance Project. The project is planned to include replacement of the existing Raw Water Conveyance pipeline between the Diversion and the Bradner Inlet/Outlet. The project will include site work, control valves, air relief valves and connections.

Mayor Ortiz, Jr. asked how this project was to be funded and what the time limit would be to expend the funding dollars.

Utilities Director Garcia advised it was funded under an SRF Grant Loan and the deadline was in mid June.

Councilor Herrera made a motion to approve of amendment #2 to the Souder Miller & Associates contract for the Raw Water Conveyance Project. Councilor Howell seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Dave L. Romero	Yes	Vincent Howell	Yes
Tonita Gurule-Giroń	Yes	Joey Herrera	Yes



City Clerk Fresquez re-read the motion and advised the motion carried.

3. Approval/Disapproval to award bid for Water Treatment Plant Building Repairs to Hays Plumbing & Heating Inc.

Utilities Director Garcia advised that the project is to make needed repairs to the Water Treatment Plant Facility. The filtration building is settling and there are large cracks in the North and West walls. There are also issue with the roof leaking and existing exhaust fans that need to be replaced. The work includes the addition of a mixer to the sludge lagoon to keep sediment suspended until lagoon could be drained.

City Manager Martinez advised that his recommendation would be for approval to award the bid to Hays Plumbing.

Councilor Gurule-Giroń asked if the engineer would meet all the environmental impacts on the project.

Utilities Director Garcia advised that they would meet all the environmental impacts.

Councilor Howell had several questions on the bid regarding estimated dollar values and the time of when the bid went out.

Utilities Director addressed the questions and concerns to Council regarding the information on the bid.

Councilor Gurule-Giroń made a motion to approve to award bid for Water Treatment Plant Building Repairs to Hays Plumbing & Heating Inc. Councilor Romero, Councilor Herrera and Councilor Howell seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Tonita Gurule-Giroń	Yes
Joey Herrera	Yes	David L. Romero	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.



4. Approval/Disapproval to enter into an agreement between the City of Las Vegas and the Friends of the Las Vegas Carnegie Library.

City Manager Martinez advised that The Friends of the Library are proposing to enter into an agreement with Over Drive for the purposes of providing an e-book service out of Carnegie Library. Under the agreement the Friends would pay 100% of the cost for the first year and 66% of the cost for the second and third years. The City's share will be paid form General Obligation Bond for books.

Councilor Herrera made a motion to approve to enter into an agreement between the City of Las Vegas and the Friends of the Las Vegas Carnegie Library. Councilor Gurule-Giroń seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Vincent Howell	Yes	Tonita Gurule-Giroń	Yes
David L. Romero	Yes	Joey Herrera	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

5. Approval/Disapproval of Resolution #14-74 repealing and replacing Resolution #80-51 removing the water tap issued to Mr. Gene Maes and reinstalling the tap on Zeamway at 1 Airport Road.

City Manager Martinez advised that after having a discussion with Council and City Attorney Romero, he recommended continuing this item for a future meeting to give opportunity to all parties involved in order to participate in an open session and discussion on the matter before going forward with the Resolution.

Discussion took place regarding issues of an open public discussion with matters of on-going litigation between Gene Maes and the City of Las Vegas and also discussed was the subject of time line on the continuance of Business Item #5 recommended by City Manager Martinez.

Councilor Gurule-Giroń made a motion for a continuance on Business Item #5 for a future meeting; Approval/Disapproval of Resolution #14-74 repealing and replacing Resolution #80-51 removing the water tap issued to Mr. Gene Maes and reinstalling the tap on Zeamway at 1 Airport Road. Councilor Romero, Councilor

Howell and Councilor Herrera seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

Joey Herrera	Yes	David L. Romero	Yes
Vincent Howell	Yes	Tonita Gurule-Giroń	Yes

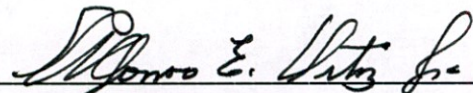
City Clerk Fresquez re-read the motion and advised the motion carried.

## ADJOURN

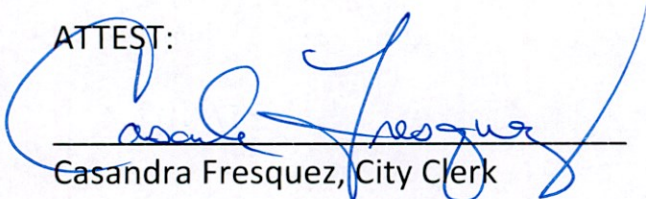
Councilor Gurule-Giroń made a motion to adjourn. Councilor Herrera, Councilor Romero and Councilor Howell seconded the motion. Mayor Ortiz, Jr. asked for roll call. Roll Call Vote was taken and reflected the following:

David L. Romero	Yes	Joey Herrera	Yes
Tonita Gurule-Giroń	Yes	Vincent Howell	Yes

City Clerk Fresquez re-read the motion and advised the motion carried.

  
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Mayor Alfonso E. Ortiz, Jr.

ATTEST:

  
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Casandra Fresquez, City Clerk